

**MINUTES OF CITY COUNCIL MEETING**  
**ARTESIA, NEW MEXICO**  
**August 25, 2014**

The City Council of the City of Artesia, New Mexico met in the City Council Chambers at City Hall on Monday, August 25, 2014 at 7:00 p.m. in regular session with Mayor Phillip Burch presiding, and the following present to wit:

Terry Hill	Bill Rogers
Manuel Madrid Jr	Nora Sanchez
Raul Rodriguez	Jeff Youtsey

The following were absent:

Jose Luis Aguilar  
Kent Bratcher

Also present:

Aubrey Hobson, City Clerk-Treasurer  
John Caraway, City Attorney

It was determined that a quorum was present. The invocation was given by Councilor Rodriguez, and all joined in the Pledge of Allegiance.

**New Requests for City Facilities**

Artesia Chamber of Commerce requested the use of the vacant lot at the corner of 1<sup>st</sup> Street and Texas Avenue for the Balloons & Tunes Fire Concert on Saturday, November 1, 2014 at 7:30 p.m. and the closure of Chisum Street (beginning 5 pm Friday, October 31, 2014 to 12:00 midnight Saturday, November 1, 2014) for the Uncle Lucius Downtown Concert on Saturday, November 1, 2014 at 8:00 p.m. The Chamber also requests the use of city services and road closures as stated on the application and waiver of fees.

Councilor Rodriguez moved to approve the request for the Balloons & Tunes events, use of city services and road closures as stated on the application, and waiver of fees (contingent upon proof of insurance and security). The motion was seconded by Councilor Rogers and upon vote, the motion passed.

Artesia Chamber of Commerce requested the closure of Missouri Avenue between 5<sup>th</sup> and 6<sup>th</sup> Streets from 7 am to 10 am on Friday, October 31, 2014 for the balloon lift-off for the elementary schools; and the use of Roberts Park beginning at 3 pm on Friday, October 31, 2014 to 10 am Sunday, November 2, 2014 for the Balloons & Tunes Festival. They have requested the closure of the roads into Roberts Park from 6 am to 10 am Saturday, November 1, 2014 to Sunday, November 2, 2014, as well as a request to use city services and road closures as stated on the application and waiver of fees.

Mayor Pro tem Hill moved to approve the request for the Balloons & Tunes events, use of city services and road closures as stated on the application and waiver of fees (contingent upon proof of insurance and security). The motion was seconded by Councilor Madrid and upon vote, the motion passed.

## Consent Agenda

Councilor Rodriguez moved to approve the Consent Agenda as written. The motion was seconded by Mayor Pro tem Hill and upon vote, the motion passed.

The Consent Agenda includes:

1. Approval of Minutes: \* August 12, 2014
2. Consideration of Bids:
3. Contracts, Leases and Agreements:
4. Appointments:
5. Resignations:
  - A. Accept the resignation of Manuel Gamboa, Solid Waste Department Equipment Operator, effective August 22, 2014
  - B. Accept the retirement of Ramon "Guy" Chavarria, Police Commander, effective September 5, 2014
6. Dates of Hearing:
  - A. Ratification of permission to set a public hearing for September 9, 2014 for consideration of amending section 1-6-16(C)(D) Leave Policy of the employee personnel ordinance
  - B. Ratification of permission to set a public hearing for September 9, 2014 for consideration of Mahone Blue Quail Subdivision Replat of North 331.7' of the SW/4SE/4 and the North 331.7' of the W/2SE/4SE/4, AKA Tract 2, Section 7, T17S, R26E
  - C. Ratification of permission to set a public hearing for September 9, 2014 for consideration of Original Townsite Replat, Block 11, Lots 2,4,6,8,10,12,14, and the south 50' of Lots 16,18, & 20, Section 17, T17S, R26E
7. \*Travel and Training:
  - A. Fire – Permission for one (1) employee to attend the FDSOA Annual Safety Forum in Scottsdale, AZ. Request actual expenses
  - B. Police – Permission for one (1) employee to attend the NM Property & Evidence Annual conference in Albuquerque, NM. Request actual expenses
  - C. F&A – Permission for one (1) employee to attend the NMDOT Local Public Agency training in Las Cruces, NM. Request actual expenses
  - D. Police – Permission for one (1) employee to attend the Financial Investigations training in Hobbs, NM. No costs
  - E. Police – Permission for one (1) employee to attend the Firearms: Technology and Testimony training in Albuquerque, NM. Request actual expenses
  - F. Planning – Permission for one (1) employee to attend the NMLZO in Deming, NM. Request actual expenses
  - G. Fire – Permission for three (3) employees to attend the Industrial Structural Collapse Rescue training in College Station, TX. Request actual expenses
8. Use of Facilities *(approval contingent upon receipt of all applicable fees, license(s) and dept approvals):*
9. Routine Requests for City Facilities
10. Budgeted Items:
  - A. Police - New Vehicles & Equipment (\$254,707.73)
    - 1) 3 Chevy Tahoes (\$93,450.00)
    - 2) 1 Ford F250 ext. cab and 2 Ford F150 crew cab (\$69,181.00)
    - 3) Equip vehicles (\$59,571.85)
    - 4) 3 dash camera sets (\$15,566.10)
    - 5) 6 Radio sets (\$16,938.78)
  - B. Fire (\$501,000.00):
    - 1) Replacement of vehicle (\$31,000.00)
    - 2) Ambulance (\$180,000.00)
    - 3) Cardiac Monitor replacements (\$210,000.00)
    - 4) Laredal Mannequin (\$80,000.00)

11. Non-budgeted Items:
12. \*Payment of Bills

### **Public Hearings**

Mayor Burch declared the meeting open for public hearing for the following:

1. Consideration and approval of an ordinance for the 2014 Amendment to the Uniform Traffic Ordinance.

Assistant City Clerk Lisa Johnston reported that this year's amendment deals with texting while driving.

No public comment was received.

Councilor Youtsey moved to adopt the 2014 Amendment to the Uniform Traffic Ordinance (UTO), Ordinance No. 944. The motion was seconded by Councilor Sanchez and upon roll call vote, with the following votes recorded:

Aye: Hill, Madrid, Rodriguez, Rogers, Sanchez, Youtsey

Nay: none

the motion passed.

### **ORDINANCE NO. 944**

### **Personnel**

Councilor Rodriguez moved, upon recommendation of the Mayor, to hire Christopher Mauldin to the position of Solid Waste Equipment Operator at a salary of \$2,482 per month (CA22), subject to the successful completion of required pre-employment testing. The motion was seconded by Mayor Pro tem Hill and upon vote, the motion passed.

### **Community Development**

Community Development Director Jim McGuire presented the ICIP plan for fiscal years 2016-2020. The top five projects for 2016 were identified as:

Street Improvement project – 2<sup>nd</sup> and Texas

Water Well

Water Rights

City Warehouse

Fiber Optics expansion

Mayor Pro tem Hill moved to approve the 2016-2020 ICIP with the priorities as presented. The motion was seconded by Councilor Youtsey and upon vote, the motion passed.

Councilor Rodriguez moved to approve the resolution for the 2016-2020 ICIP, Resolution No. 1547. The motion was seconded by Councilor Rogers and upon vote, the motion passed.

### **RESOLUTION NO. 1547**

## Infrastructure

Infrastructure Director Byron. Landfair reported on the status of projects.

## Mayor

Councilor Rodriguez, moved that in accordance with 10-15-1-H(2) , the Council and Mayor go into executive session regarding limited personnel matters (the employment status of a probationary Wastewater Department employee and the employment status of a probationary Police Department employee). The motion was seconded by Councilor Rogers and upon roll call vote, with the following votes recorded:

Aye: Hill, Madrid, Rodriguez, Rogers, Sanchez, Youtsey

Nay: none

the motion passed.

Council recessed to executive session at 7:27 p.m.

Council reconvened at 8:08 p.m.


Councilor Rodriguez moved that the only matters discussed in executive session pertained to the limited personnel matters, and no action was taken. The motion was seconded by Councilor Rogers and upon vote, the motion passed.

Councilor Youtsey moved to reinstate Wastewater employee Jin Oh from the date of suspension and to reinstate his salary to that date, and any leave that was used. The motion was seconded by Councilor Rogers and upon vote, the motion passed.

Councilor Youtsey moved to terminate Police Department probationary employee Sergeant Jeannie Madsen, effective August 25, 2014. The motion was seconded by Mayor Pro tem Hill and upon vote, the motion passed.

Mayor Burch reported on the status of the immigrants housed at FLETC. They are currently under a quarantine from an additional case of chicken pox and the current population is at 528. The pro bono attorneys have been active and the current residents are being processed.

There being no further business to come before the Council, the meeting adjourned at 8:13 p.m. August 25, 2014.

  
Mayor

ATTEST:

  
City Clerk